IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.4708 OF 2005

Balaram Kachru Bhoir ...Applicant
Vs.
The State of Maharashtra ...Respondent

Shri. Arfan A.H.F.A.Sait for the Applicant.
Shri. S.R.Borulkar, Public Prosecutor for the Respondent.

CORAM : A.S.OKA, J.
DATED : AUGUST 01, 2005.

P.C.:

1. Heard Counsel appearing for the Applicant and the learned Public Prosecutor for the State. My attention has been invited to the order dated 13th June, 2005 passed by this Court in Criminal Application No.3315 of 2005 as well as the order dated 15th July, 2005 passed by this Court in Criminal Application No.4006 of 2005.

2. The allegation made against the Applicant is regarding the assault on a witness Dinesh Maruti Bhoir by using a knife. According to the medical certificate, the only injury sustained by the said witness is on palm which is muscle deep. There is no allegation against the Applicant as regards assault on the deceased.

3. In view of this position, the learned P.P. also agrees that the Applicant is entitled to be enlarged on bail on the ground of parity.

4. Hence, I pass the following order:

: O R D E R :

i) The Applicant is directed to be released on bail in connection with C.R.No. I-96 of 2004 registered with Kalyan Taluka Police Station on executing personal bond in the sum of Rs.20,000/- (Rupess Twenty Thousand) with one or two local sureties in the like amount.

ii) The Applicant shall not influence the prosecution witnesses or tamper with the prosecution evidence in any manner whatsoever.

iii) The Applicant shall not enter Thane District druing the pendency of the trial, except for attending Court cases on the specified dates.

iv) The Applicant shall inform his place of residence to the Investigating Officer as well as the Trial Court within one week from the date of release. In addition, the Applicant shall report to the nearest Police Station, once in a month, on first Saturday of every English Calendar Month.

v) The Applicant shall extend full co-operation

to the Trial Court for early disposal of the trial and if the Trial Court is of the opinion that the Applicant is responsible for the delay of the trial, the fact be recorded in the Roznama, which will be a ground for cancellation of the bail.

vi) Application is disposed of in above terms.

JUDGE